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7 UNITED STATES DISTRICT COURT  
8 FOR THE DISTRICT OF NEVADA

9 DEUTCHE BANK NATIONAL TRUST ) Case No.: 3:17-CV-00072-LRH-WGC  
10 COMPANY, AS TRUSTEE FOR NEW )  
11 CENTURY HOME EQUITY LOAN TRUST )  
12 SERIES 2005-C, ASSET BACKED PASS )  
THROUGH CERTIFICATES, )  
13 *Plaintiffs,* ) **STIPULATION AND ORDER TO**  
14 vs. ) **EXTEND TIME TO FILE PRETRIAL**  
15 LEMMIE GARNER; SUSAN CARLILE; and ) **ORDER**  
WOODLAND VILLAGE HOMEOWNERS )  
16 ASSOCIATION, ) **(SECOND REQUEST)**  
17 *Defendants.* )  
18 \_\_\_\_\_ )  
19 LEMMIE GARNER; SUSAN CARLILE, )  
20 Counterclaimant, )  
21 Vs. )  
22 DEUTCHE BANK NATIONAL TRUST )  
COMPANY, AS TRUSTEE FOR NEW )  
CENTURY HOME EQUITY LOAN TRUST )  
SERIES 2005-C, ASSET BACKED PASS )  
THROUGH CERTIFICATES )  
23 \_\_\_\_\_ )  
Counter-Defendant.

24 COMES NOW Defendants/Counter-claimants, LEMMIE GARNER and SUSAN CARLILE,  
25 by and through their attorney KARLON J. KIDDER, ESQ., of The Kidder Law Group, LTD., a  
26 Nevada Professional Corporation, and Plaintiff/counter-defendant, DEUTSCHE BANK  
27 NATIONAL TRUST COMPANY AS TRUSTEE FOR NEW CENTURY HOME EQUITY  
28 LOAN TRUST SERIES 2005-C, ASSET BACKED PASS THROUGH CERTIFICATES, by

and through their attorney, R. SAMUEL EHLERS, ESQ. of Wright, Finley & Zak, LLP and hereby in good faith and for the reasons set forth below submit the following Stipulation and Order to Extend time to file the Pretrial Order as order by the court on August 27, 2019.

**I. REASONS THAT PRETRIAL ORDER WAS NOT FILED TIMELY**

There remains one cause of action in this matter that was not adjudicated by summary judgment, that being Counter-claimant's cause of action against Plaintiff for unjust enrichment. The parties are now involved in numerous, similar cases. Both attorneys stipulating to this extension have replaced former counsel recently and have picked up settlement discussions. The parties believe that there is a strong possibility of settlement

The parties met and conferred and determined that they would need to extend the deadline for an additional ninety (90) days in order to entertain the possibility of a settlement as well as fully prepare the pre-trial order. The parties now submit this stipulation and order requesting an additional ninety days in which to file a notice of settlement or pre-trial order.

**II. CERTIFICATE OF CONFERENCE**

Counsel for the parties have conferred via e-mail and phone calls on these issues. Counsel for the parties have signed below, thereby indicating their approval of the instant Stipulation to Extend time to file the pre-trial order and do not request a conference before the Court prior to entry of a new Scheduling Order.

DATED this 28th day of October, 2019.

DATED this 28<sup>th</sup> day of October, 2019.

WRIGHT, FINLAY & ZAK, LLP

THE KIDDER LAW GROUP, LTD.

/s/ R. SAMUEL EHLERS  
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Susan Carlile*

**SEE NEXT PAGE FOR ORDER**

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**ORDER**

Pursuant to the foregoing Stipulation of the Parties:

IT IS HEREBY ORDERED. The deadline to file pre-trial order or notice of settlement will be extended to **on or before Monday, January 27, 2020.**

**IT IS SO ORDERED.**

DATED this 29th day of October, 2019.

  
\_\_\_\_\_  
LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE